

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND**

COMPANY DOE,

Plaintiff,

vs.

INEZ TENENBAUM, in her official
capacity as Chairman of the Consumer
Product Safety Commission, and the
CONSUMER PRODUCT SAFETY
COMMISSION,

Defendants.

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Civil No.: 11-cv-2958-AW

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PLAINTIFF'S RESPONSE TO OCTOBER 22, 2012 ORDER

On August 21, 2012, in compliance with the Court's July 31, 2012 order, Plaintiff submitted a chart that listed its proposed action for each document filed in the above-captioned case thus far. *See* Doc. No. 54. Plaintiff submitted a revised chart on September 7, 2012 that took into account additional filings, including those identified during the review of the previously super-sealed docket sheet. *See* Doc. No. 58. In the Court's October 22, 2012 order, the Court directed Plaintiff to submit a version of this chart that was further revised to incorporate the additional documents that have been filed since September 7, 2012.¹

That revised chart is included below. All documents that were not included in Plaintiff's September 7, 2012 submission are printed in bolded text. Many documents are also reordered and/or

¹ The Court also ordered Plaintiff to submit a redacted version of the revised docket sheet. That redacted docket sheet is attached to this response.

renumbered in conformity with the docket sheet. Those additional documents that the Plaintiff requests the Court continue to seal in their entirety feature the same intertwining of fact and law described in Plaintiff's August 21, 2012 response to the Court's order.

Plaintiff continues to request that all certificates of service and cover letters filed by Plaintiff or Defendants remain under seal, whether or not they are separately docketed, as these documents may contain identifying information about Plaintiff. Further, many of these documents were attached to or filed with documents that Plaintiff proposes remain under seal, and the cover letters and certificates of service should be subsumed by that seal.²

Document Number	Document	Date Filed	Proposed Action	Reason for Proposed Action
1	Plaintiff's Complaint	10/17/2011	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
1-1	Exhibit A to Plaintiff's Complaint	10/17/2011	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
1-2	Exhibit B to Plaintiff's Complaint	10/17/2011	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
1-3	Exhibit C to Plaintiff's	10/17/2011	Remain sealed in its	Substantive

² For example, Plaintiff requests that even if the civil cover sheet is unsealed, the certificate of service dated October 17, 2011, Doc. No. 6, remain under seal because it contains identifying information about the Plaintiff and refers to documents that Plaintiff proposes remain under seal.

Document Number	Document	Date Filed	Proposed Action	Reason for Proposed Action
	Complaint		entirety.	contents consist of identifying information about Plaintiff and incident.
1-4	Exhibit D to Plaintiff's Complaint	10/17/2011	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
1-5	Exhibit E to Plaintiff's Complaint	10/17/2011	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
1-6	Summons for Chairman Inez Tenenbaum	10/17/2011	Unsealed without redactions.	N/A
1-7	Summons for the Consumer Product Safety Commission	10/17/2011	Unsealed without redactions.	N/A
1-8	Civil Cover Sheet	10/17/2011	Unsealed with proposed redactions.	County of residence should be redacted to prevent identification of Plaintiff.
2	Plaintiff's Motion for Leave to Seal Case and Motion to Proceed Under a Pseudonym	10/17/2011	Motion is already unsealed without redactions.	N/A
2-1	Plaintiff's Memorandum of Points and Authorities in Support of Motion for Leave to Seal Case and Motion to Proceed Under a Pseudonym	10/17/2011	Memorandum is already unsealed without redactions.	N/A
2-2	Plaintiff's Proposed Order Sealing the Case	10/17/2011	Unsealed without redactions.	N/A
3	Plaintiff's Corporate Disclosure Statement	10/17/2011	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff.

Document Number	Document	Date Filed	Proposed Action	Reason for Proposed Action
4	Plaintiff's Motion for Baruch Fellner to Appear Pro Hac Vice	10/17/2011	Unsealed without redactions.	N/A
5	Plaintiff's Notice of Intent to File Motion for Preliminary Injunctive Relief	10/17/2011	Remain sealed in its entirety.	Substantive contents consist of identifying information about incident.
6	Plaintiff's Certificate of Service for Complaint, Motion to Seal Case and to Proceed Under a Pseudonym, and Disclosure Statement	10/17/2011	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and filings that Plaintiff proposes remain sealed.
7	Notice of Appearance by Roger Joseph Gural on Behalf of Consumer Product Safety Commission	10/18/2011	Unsealed without redactions.	N/A
8	Paperless Order Granting Plaintiff's Motion for Baruch Fellner to Appear Pro Hac Vice	10/20/2011	Docket entry unsealed without redactions.	N/A
9	Plaintiff's Motion in Support of Preliminary Injunctive Relief	10/21/2011	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
9-1	Plaintiff's Memorandum in Support of Preliminary Injunctive Relief	10/21/2011	Remain sealed in its entirety.	Facts and law are intertwined.
9-2	Declaration of Daniel J. Davis, Attorney for Company Doe	10/21/2011	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
9-3	Exhibit A to Davis Declaration	10/21/2011	Remain sealed in its entirety.	Substantive contents consist of

Document Number	Document	Date Filed	Proposed Action	Reason for Proposed Action
				identifying information about Plaintiff and incident.
9-4	Exhibit B to Davis Declaration	10/21/2011	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
9-5	Exhibit C to Davis Declaration	10/21/2011	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
9-6	Exhibit D to Davis Declaration	10/21/2011	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
9-7	Exhibit E to Davis Declaration	10/21/2011	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
9-8	Exhibit F to Davis Declaration	10/21/2011	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
9-9	Exhibit G	10/21/2011	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
9-10	Exhibit 1 to Exhibit G	10/21/2011	Remain sealed in its	Substantive

Document Number	Document	Date Filed	Proposed Action	Reason for Proposed Action
			entirety.	contents consist of identifying information about Plaintiff and incident.
9-11	Exhibit 2 to Exhibit G	10/21/2011	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
9-12	Exhibit 3 to Exhibit G	10/21/2011	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
9-13	Exhibit H	10/21/2011	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
9-15	Plaintiff's Proposed Order Granting Preliminary Injunctive Relief	10/21/2011	Remain sealed in its entirety.	Facts and law are intertwined.
10	Joint Stipulation Concerning Briefing Schedule for Motion for Preliminary Injunctive Relief	10/25/2011	Unsealed without redactions.	N/A
10-1	Proposed Scheduling Order	10/25/2011	Unsealed without redactions.	N/A
[No Document Number]	Telephonic/Status Conference Held on 10/27/2011 Before Judge Alexander Williams, Jr.	10/27/2011	Docket entry unsealed without redactions.	N/A
11	Defendants' Brief Opposing Plaintiff's Motion to Seal	10/28/2011	Remain sealed in its entirety.	Facts and law are intertwined.
12	Motion to Appear Pro Hac Vice for Scott Michelman	10/31/2011	Unsealed without redactions.	N/A
13	Consumer Groups'	10/31/2011	Unsealed without	N/A

Document Number	Document	Date Filed	Proposed Action	Reason for Proposed Action
	Corporate Disclosure Statement		redactions.	
14	Consumer Groups' Opposition to Motion to Seal	10/31/2011	Unsealed without redactions.	N/A
15	Paperless Order Granting Plaintiff's Motion for Scott Michelman to Appear Pro Hac Vice	11/4/2011	Docket entry unsealed without redactions.	N/A
16	Defendants' Brief Opposing Motion for Preliminary Injunctive Relief	11/4/2011	Remain sealed in its entirety.	Facts and law are intertwined.
16-1	Defendants' Exhibit 1	11/4/2011	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
16-2	Defendants' Exhibit 2	11/4/2011	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
16-3	Defendants' Exhibit 3	11/4/2011	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
16-4	Defendants' Exhibit 4	11/4/2011	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
16-5	Defendants' Exhibit 5	11/4/2011	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.

Document Number	Document	Date Filed	Proposed Action	Reason for Proposed Action
16-6	Defendants' Exhibit 6	11/4/2011	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff.
17	Plaintiff's Reply Memorandum in Support of Motion for Leave to Seal the Case and Proceed under a Pseudonym	11/8/2011	Remain sealed in its entirety.	Facts and law are intertwined.
18	Joint Motion to Unseal the Motion to Seal	11/8/2011	Unsealed without redactions.	N/A
18-2	Proposed Order Unsealing the Motion to Seal	11/8/2011	Unsealed without redactions.	N/A
19	Plaintiff's Reply Memorandum in Support of Motion for Preliminary Injunctive Relief	11/18/2011	Remain sealed in its entirety.	Facts and law are intertwined.
2-3	Revised Proposed Order Unsealing the Motion to Seal	11/22/2011	Unsealed without redactions.	N/A
20	Plaintiff's Unopposed Motion Requesting Oral Argument on Plaintiff's Motion for Preliminary Injunctive Relief	11/22/2011	Unsealed without redactions.	N/A
20-2	Proposed Order for Oral Argument	11/22/2011	Unsealed without redactions.	N/A
[No Document Number]	Court Order Granting Plaintiff's Request for Oral Argument	11/29/2011	Unsealed without redactions.	N/A
21	Court Order Granting Joint Motion to Unseal the Motion to Seal	11/30/2011	Unsealed without redactions.	N/A
22	Consumer Groups' Motion to Unseal	12/6/2011	Unsealed without redactions.	N/A
22-1	Consumer Groups' Memorandum in Support of Motion to Unseal	12/6/2011	Unsealed without redactions.	N/A
22-2	Consumer Groups' Proposed Order	12/6/2011	Unsealed without redactions.	N/A
23	Plaintiff's Memorandum	12/14/2011	Unsealed without	N/A

Document Number	Document	Date Filed	Proposed Action	Reason for Proposed Action
	Opposing Consumer Groups' Motion		redactions.	
24	Plaintiff's Notice of Recent Authority	12/14/2011	Unsealed without redactions.	N/A
24-1	Exhibit A to Plaintiff's Notice of Recent Authority	12/14/2011	Unsealed without redactions.	N/A
25	Consumer Groups' Reply in Support of Motion to Unseal	12/15/2011	Unsealed without redactions.	N/A
26	Defendants' Motion to Dismiss	12/16/2011	Remain sealed in its entirety.	Facts and law are intertwined.
26-1	Defendants' Memorandum in Support of Motion to Dismiss	12/16/2011	Remain sealed in its entirety.	Facts and law are intertwined.
27	Defendants' Motion to Unseal	12/22/2011	Remain sealed in its entirety.	Facts and law are intertwined.
27-1	Defendants' Exhibit A (Memorandum Opposing Motion to Seal)	12/22/2011	Remain sealed in its entirety.	Facts and law are intertwined.
27-2	Defendants' Proposed Order	12/22/2011	Remain sealed in its entirety.	Sealed in conformity with motion, in which facts and law are intertwined.
28	Plaintiff's Memorandum Opposing Defendants' Motion to Unseal	12/23/2011	Remain sealed in its entirety.	Facts and law are intertwined.
29	Plaintiff's Opposition to Motion to Dismiss	12/30/2011	Remain sealed in its entirety.	Facts and law are intertwined.
30	Memo to Counsel/Order scheduling a two hour hearing on oral argument for Friday, January 27, 2012 at 2:00 p.m., Courtroom 4A, Greenbelt. Signed by Judge Alexander Williams, Jr. on 1/5/2012.	1/6/2012	Unsealed without redactions.	N/A
31	Defendants' Reply Memorandum in Support of Motion to Unseal	1/6/2012	Remain sealed in its entirety.	Facts and law are intertwined.
32	Plaintiff's Motion to Stay	1/6/2012	Remain sealed in its	Facts and law are

Document Number	Document	Date Filed	Proposed Action	Reason for Proposed Action
	Proceedings		entirety.	intertwined.
32-1	Plaintiff's Memorandum in Support of Motion to Stay Proceedings	1/6/2012	Remain sealed in its entirety.	Facts and law are intertwined.
32-2	Declaration of Daniel J. Davis in Support of Plaintiff's Motion to Stay Proceedings	1/6/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
32-3	Exhibit A to Davis Declaration	1/6/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
32-4	Exhibit B to Davis Declaration	1/6/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
33	Defendants' Reply Memorandum in Support of Motion to Dismiss	1/13/2012	Remain sealed in its entirety.	Facts and law are intertwined.
34	REVISED MEMORANDUM/ORDER to Counsel rescheduling oral argument for February 1, 2012 at 2:00 p.m., Courtroom 4A, Greenbelt.	1/17/2012	Unsealed without redactions.	N/A
35	Defendants' Opposition to Motion to Stay	1/20/2012	Remain sealed in its entirety.	Facts and law are intertwined.
35-1	Defendants' Exhibit 1	1/20/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff.
36	Plaintiff's Motion to Withdraw Motion to Stay and Unopposed Motion to	1/27/2012	Remain sealed in its entirety.	Facts and law are intertwined.

Document Number	Document	Date Filed	Proposed Action	Reason for Proposed Action
	Amend Complaint			
36-1	Plaintiff's Memorandum in Support of Motion to Withdraw Motion to Stay and Unopposed Motion to Amend Complaint	1/27/2012	Remain sealed in its entirety.	Facts and law are intertwined.
36-2	Plaintiff's Proposed Amended Complaint (Clean Copy)	1/27/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
36-3	Plaintiff's Proposed Amended Complaint (Copy Showing Changes)	1/27/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
36-4	Exhibit A to Plaintiff's Proposed Amended Complaint	1/27/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
36-5	Exhibit B to Plaintiff's Proposed Amended Complaint	1/27/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
36-6	Exhibit C to Plaintiff's Proposed Amended Complaint	1/27/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
36-7	Exhibit D to Plaintiff's Proposed Amended Complaint	1/27/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and

Document Number	Document	Date Filed	Proposed Action	Reason for Proposed Action
				incident.
36-8	Exhibit E to Plaintiff's Proposed Amended Complaint	1/27/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
36-9	Exhibit F to Plaintiff's Proposed Amended Complaint	1/27/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
36-10	Exhibit G to Plaintiff's Proposed Amended Complaint	1/27/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
36-11	Exhibit H to Plaintiff's Proposed Amended Complaint	1/27/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
36-12	Exhibit I to Plaintiff's Proposed Amended Complaint	1/27/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
36-13	Exhibit J to Plaintiff's Proposed Amended Complaint	1/27/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
36-14	Exhibit K to Plaintiff's Proposed Amended Complaint	1/27/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about

Document Number	Document	Date Filed	Proposed Action	Reason for Proposed Action
				Plaintiff and incident.
36-15	Exhibit L to Plaintiff's Proposed Amended Complaint	1/27/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
36-16	Exhibit M to Plaintiff's Proposed Amended Complaint	1/27/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
36-17	Exhibit N to Plaintiff's Proposed Amended Complaint (GAO Report)	1/27/2012	Unsealed as a public document.	N/A
37	Paperless Order Granting Motion to Withdraw Motion to Stay Proceedings and Unopposed Motion to File an Amended Complaint	2/1/2012	Docket entry unsealed without redactions.	N/A
38	Amended Complaint	2/1/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
38-1	Exhibit A to Amended Complaint	2/1/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
38-2	Exhibit B to Amended Complaint	2/1/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
38-3	Exhibit C to Amended	2/1/2012	Remain sealed in its	Substantive

Document Number	Document	Date Filed	Proposed Action	Reason for Proposed Action
	Complaint		entirety.	contents consist of identifying information about Plaintiff and incident.
38-4	Exhibit D to Amended Complaint	2/1/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
38-5	Exhibit E to Amended Complaint	2/1/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
38-6	Exhibit F to Amended Complaint	2/1/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
38-7	Exhibit G to Amended Complaint	2/1/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
38-8	Exhibit H to Amended Complaint	2/1/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
38-9	Exhibit I to Amended Complaint	2/1/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.

Document Number	Document	Date Filed	Proposed Action	Reason for Proposed Action
38-10	Exhibit J to Amended Complaint	2/1/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
38-11	Exhibit K to Amended Complaint	2/1/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
38-12	Exhibit L to Amended Complaint	2/1/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
38-13	Exhibit M to Amended Complaint	2/1/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
38-14	Exhibit N to Amended Complaint (GAO Report)	2/1/2012	Unsealed as public document.	N/A ³
39	Minute Entry, Motion Hearing held before Judge Alexander Williams, Jr. on 2/1/2012 re Motion to Seal Case filed by Company Doe, Motion to Unseal Filings Regarding Plaintiff's Motion to Seal filed by Consumer Federation of America, Consumers Union, Public	2/1/2012	Docket entry unsealed without redactions.	N/A

³ In a previous version of this chart, Plaintiff inadvertently requested that this document remain sealed. Consistent with Plaintiff's proposed action with regard to Document No. 36-17, a copy of a GAO Report, Plaintiff does *not* request that Document No. 38-14, a copy of the same GAO report, remain under seal.

Document Number	Document	Date Filed	Proposed Action	Reason for Proposed Action
	Citizen, Motion for Preliminary Injunction filed by Company Doe - argued "TAKEN UNDER ADVISEMENT". Order to be entered by the Court (Court Reporter: Gloria Williams)			
[No Document Number]	Minute Entry, Telephonic Status Conference held on 2/9/2012 before Judge Alexander Williams, Jr.	2/9/2012	Docket entry unsealed without redactions.	N/A
40	Memorandum/Order scheduling a telephonic status hearing for February 9, 2012 at 9:30 a.m. Signed by Judge Alexander Williams, Jr. on 2/8/2012.	2/9/2012	Unsealed without redactions.	N/A
[No Document Number]	Telephonic/Status Conference	2/9/2012	Docket entry unsealed without redactions.	N/A
41	Defendants' Second Motion to Dismiss or for Summary Judgment	2/15/2012	Remain sealed in its entirety.	Facts and law are intertwined.
41-1	Defendants' Memorandum in Support of Motion to Dismiss or for Summary Judgment	2/15/2012	Remain sealed in its entirety.	Facts and law are intertwined.
41-2	Defendants' Exhibit 1 to Motion to Dismiss or for Summary Judgment	2/15/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about incident.
41-3 and 41-4	Defendants' Exhibit 2 to Motion to Dismiss or for Summary Judgment (Administrative Record, Parts 1 and 2)	2/15/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
42	Plaintiff's Unopposed Motion to Release Hearing	2/16/2012	Unsealed without redactions.	N/A

Document Number	Document	Date Filed	Proposed Action	Reason for Proposed Action
	Transcript to Plaintiff and Defendants			
42-2	Proposed Order for Motion for Release of Transcript	2/16/2012	Unsealed without redactions.	N/A
43	Joint Stipulation to Briefing Schedule	2/17/2012	Unsealed without redactions.	N/A
[No Document Number]	Proposed Scheduling Order	2/17/2012	Unsealed without redactions.	N/A
44	Transcript of February 1, 2012 Oral Argument	3/7/2012	Remain sealed in its entirety.	Facts and law are intertwined.
45	Plaintiff's Statement of Material Undisputed Facts	3/5/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
46	Plaintiff's Cross Motion for Summary Judgment	3/5/2012	Remain sealed in its entirety.	Facts and law are intertwined.
46-1	Plaintiff's Memorandum in Support of Cross-Motion for Summary Judgment and Opposing Defendants' Motion to Dismiss and Motion for Summary Judgment	3/5/2012	Remain sealed in its entirety.	Facts and law are intertwined.
46-2	Exhibit A to Plaintiff's Cross Motion for Summary Judgment	3/5/2012	Remain sealed in its entirety.	Substantive contents consist of identifying information about Plaintiff and incident.
47	Defendants' Reply Memorandum in Support of Motion to Dismiss and Motion for Summary Judgment, and in Opposition to Plaintiff's Cross-Motion for Summary Judgment	3/19/2012	Remain sealed in its entirety.	Facts and law are intertwined.
48	Plaintiff's Reply	3/23/2012	Remain sealed in its	Facts and law are

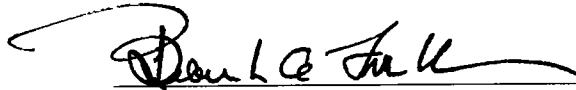
Document Number	Document	Date Filed	Proposed Action	Reason for Proposed Action
	Memorandum in Support of Cross-Motion for Summary Judgment		entirety.	intertwined.
49	Defendants' Letter to the Court Regarding <i>Sackett v. EPA</i>	3/28/2012	Unsealed without redactions.	N/A
49-1	Exhibit A to Defendants' Letter to the Court	3/28/2012	Unsealed without redactions.	N/A
50	Court's Memorandum Opinion	7/31/2012	Unsealed with proposed redactions.	Reasons for redactions discussed in Plaintiff's August 21, 2012 response.
51	Court's Order	7/31/2012	Unsealed without redactions.	N/A
52	Consumer Groups' Motion to Intervene	8/7/2012	Unsealed without redactions.	N/A
52-1	Consumer Groups' Memorandum in Support of Motion to Intervene	8/7/2012	Unsealed without redactions.	N/A
52-2	Consumer Groups' Proposed Order	8/7/2012	Unsealed without redactions.	N/A
53	Plaintiff's Letter Requesting Copy of the Docket Sheet	8/10/2012	Unsealed without redactions.	N/A
54	Plaintiff's Response to July 31 Court Order to Propose Redactions	8/21/2012	Sealed in its entirety.	Facts and law are intertwined.
54-1	Memorandum Opinion with Plaintiff's Proposed Redactions	8/21/2012	Unsealed without additional redactions.	N/A
54-2	Civil Cover Sheet with Plaintiff's Proposed Redactions	8/21/2012	Unsealed without additional redactions.	N/A
55	Plaintiff's Response to Consumer Groups' Motion to Intervene	8/23/2012	Unsealed without redactions.	N/A
56	Defendant's Comments on Plaintiff's Proposals for Redacting and Sealing Documents	8/31/2012	Sealed in its entirety.	Facts and law are intertwined.
56-1	Exhibit A to Defendant's	8/31/2012	Sealed in its entirety.	Document reveals

Document Number	Document	Date Filed	Proposed Action	Reason for Proposed Action
	Comments on Plaintiff's Proposals for Redacting and Sealing Documents			portions of opinion that Plaintiff seeks to redact.
56-2	Exhibit B to Defendant's Comments on Plaintiff's Proposals for Redacting and Sealing Documents	8/31/2012	Sealed in its entirety.	Facts and law are intertwined.
56-3	Exhibit C to Defendant's Comments on Plaintiff's Proposals for Redacting and Sealing Documents	8/31/2012	Sealed in its entirety.	Facts and law are intertwined.
57	Notice of Withdrawal of Daniel J. Davis	9/7/2012	Unsealed without redactions.	N/A
58	Plaintiff's Supplemental Response to Court's July 31, 2012 Order	9/7/2012	Sealed in its entirety.	Facts and law are intertwined.
58-1	Redacted Docket Sheet	9/7/2012	Unsealed with proposed redactions.	Redactions are necessary to protect confidentiality of Plaintiff's identity and facts related to the incident.
59	Plaintiff's Response to Defendants' Objections to Proposed Redactions	9/7/2012	Sealed in its entirety.	Facts and law are intertwined.
60	Sealed Document	9/28/2012	Sealed in its entirety.	Plaintiff has not had an opportunity to inspect this document.
61	Sealed Document	9/28/2012	Sealed in its entirety.	Plaintiff has not had an opportunity to inspect this document.
62	Sealed Document	9/28/2012	Sealed in its entirety.	Plaintiff has not had an opportunity to inspect this document.
63	Sealed Document	9/28/2012	Sealed in its entirety.	Plaintiff has not

Document Number	Document	Date Filed	Proposed Action	Reason for Proposed Action
				had an opportunity to inspect this document.
63-1	Transmittal	9/28/2012	Sealed in its entirety.	Plaintiff has not had an opportunity to inspect this document.
64	Sealed Document	10/3/2012	Sealed in its entirety.	Plaintiff has not had an opportunity to inspect this document.
65	Sealed Document	10/3/2012	Sealed in its entirety.	Plaintiff has not had an opportunity to inspect this document.
66	Sealed Document	10/3/2012	Sealed in its entirety.	Plaintiff has not had an opportunity to inspect this document.
67	Sealed Memorandum Opinion	10/9/2012	Document is already unsealed.	N/A
68	Sealed Order Approving Plaintiff's Proposed Redactions and Granting, Nunc Pro Tunc, Consumer Groups' Motion to Intervene	10/9/2012	Document is already unsealed.	N/A
69	Sealed Revised Memorandum Opinion	10/9/2012	Sealed in its entirety.	A properly redacted version of the opinion is unsealed at Doc. No. 74.
70	Plaintiff's Response to October 9, 2012 Order	10/16/2012	Sealed in its entirety.	Fact and law are intertwined.
70-1	Revised Memorandum Opinion with Plaintiff's	10/16/2012	Unsealed without additional	N/A

Document Number	Document	Date Filed	Proposed Action	Reason for Proposed Action
	Proposed Redactions		redactions.	
71	Plaintiff's Motion for Clarification	10/16/2012	Unsealed without redactions.	N/A
72	Consumer Groups' Opposition to Plaintiff's Motion for Clarification	10/18/2012	Unsealed without redactions.	N/A
73	Order Approving Plaintiff's Request for Clarification	10/18/2012	Unsealed without redactions.	N/A
74	Redacted Revised Memorandum Opinion	10/22/2012	Document is already unsealed.	N/A
75	Provisional Motion	10/24/2012	Sealed in its entirety.	Facts and law are intertwined.
75-1	Proposed Order	10/24/2012	Sealed in its entirety.	Facts and law are intertwined.
75-2	Certificate of Service	10/24/2012	Sealed in its entirety.	Subsumed by proposed seal on Doc. No. 75.
[Document number not yet assigned]	Plaintiff's Response to Court's October 22, 2012 Order	10/31/2012	Unsealed without redactions.	N/A
[Filed with this response; document number not yet assigned]	Revised Docket Sheet with Plaintiff's Proposed Redactions	10/31/2012	Unsealed with proposed redactions.	Redactions are necessary to protect confidentiality of Plaintiff's identity and facts related to the incident.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Baruch Fellner", written over a horizontal line.

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Dated: October 31, 2012